

# **ALABAMA BOARD OF NURSING**

## **ANNUAL BOARD MEETING**

Fiscal Year 2013-2014

Suite 350, RSA Plaza

770 Washington Ave

Montgomery, Alabama

November 14-15, 2013

### **I. CALL TO ORDER**

#### **A. Roll Call**

The meeting was called to order at 9:01 a.m. on November 14, 2013. Melissa Bullard, LPN, Secretary; Catherine Dearman, RN, PhD; Miriam Ellerbe, LPN; Maggie Lee Hopkins, LPN; Gregory Howard, LPN; Francine Parker, EdD, MSN, RN; Amy Price, MSN, RN; and E. Laura Wright, MNA, CRNA, PhD. Genell Lee, RN, MSN, JD, Executive Officer, and Leslie Vinson, Executive Secretary/Recorder were present. Staff members attending portions of the meeting were: Peggy Benson, MSN, RN, Deputy Director; Charlene Cotton, MSN, RN, Advanced Practice Nurse Consultant; Mary Ed Davis, MSN, RN, Voluntary Disciplinary Alternative Program; Honor Ingels, Chief Legislative and Information Officer; Joyce Jeter, MSN, RN, Practice/Continuing Education Nurse Consultant; Cathy Russell, MSN, RN, PhD, Nursing Education Consultant; Teresa Williamson, Docket Clerk; Brad Jones, IT Systems Specialist; Dawn Daniel, MSN, RN, Probation Nurse Consultant; LaDonna Patton, MSN, RN, Legal Nurse Consultant; Patrick Samuelson, Assistant General Counsel; and Alice Maples Henley, General Counsel.

#### **B. Declaration of Quorum**

A quorum was declared with eight Board members present on November 14, 2013, and nine members present on November 15, 2013. Pamela Autrey, PhD., MSN, RN, arrived at 9:02 a.m. and Lynda F. LaRue, RN, ADN, CMTE, arrived at 9:03 a.m. on November 14. Pamela Autrey, PhD., MSN, RN, was not present on November 15. Martha G. Lavender, RN, DSN, President; Carol Stewart, CRNP, MSN, Vice-President; and Eugene Akers, PhD, were not present for the meeting.

#### **C. Statement of Compliance with Open Meetings Act**

Prior notice of this meeting was given in accordance with the Alabama Open Meetings Act.

D. Review of Agenda

1. Additions, Modifications, Reordering

VI.A.1. Executive Officer Report was removed from the Consent Agenda and placed on the Agenda for discussion

VI.D.8. Executive Summary of Disciplinary Actions Against Advanced Practice Nurses was tabled until the December Board meeting

XII.A.9. Tracey Clark Kinder, 1-100987, was deleted from the Agenda

XII.A.27 Magdalen Kate Guillory, 1-133680, was deleted from the Agenda

XVIII.A. Alabama Nursing Hall of Fame Nominations was added to the agenda.

2. Adoption of Consent Agenda

The following items were accepted on the Consent Agenda:

II.A. September 19-20, 2013 Board Meeting Minutes

II.B. October 17, 2013 Board Meeting Minutes

III.A. FY 2014 Board Action Follow-up

V.A. FY 2013 4<sup>th</sup> Quarter NCLEX-PN Results

V.B. FY 2013 4<sup>th</sup> Quarter NCLEX-RN Results

VI.A.2. FYI

VI.D.1. General Counsel/Deputy Attorney General

VI.D.3. Voluntary Disciplinary Alternative Program

VI.D.4. Investigations Report

VI.D.5. Legal Nurse Consultant Report

VI.D.6. Probation Monitoring Report

VI.D.7. Public Records Request

VI.E. Operations/Personnel Report

VI.F. Licensing Division

VII.A. 2014-2018 Strategic Plan

IX.A.1. Practice Report

IX.B.1. Continuing Education Report

X.A. Education Report

**On November 14, Dr. Parker moved that the Board adopt the Consent Agenda, as amended. Ms. Hopkins seconded. Motion carried without objection.**

3. Adoption of Agenda

**On November 14, Mr. Howard moved that the Board adopt the Agenda, as amended. Ms. Ellerbe seconded. Motion carried without objection.**

II. REVIEW OF MINUTES

A. September 19-20, 2013 Board Meeting Minutes

The September 19-20, 2013 Board Meeting Minutes were accepted on the Consent Agenda.

B. October 17, 2013 Board Meeting Minutes

The October 17, 2013 Board Meeting Minutes were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. FY 2014 Board Action Follow-up

Ms. Lee's report of FY 2014 Board action follow up was accepted, as information, on the Consent Agenda.

IV. NATIONAL COUNCIL OF STATE BOARDS OF NURSING, INC.

V. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2013 4<sup>th</sup> Quarter NCLEX-PN® Results

The FY 2013 4<sup>th</sup> quarter NCLEX-PN® results were accepted, as information, on the Consent Agenda.

B. FY 2013 4<sup>th</sup> Quarter NCLEX-RN® Results

The FY 2013 4<sup>th</sup> quarter NCLEX-RN® results were accepted, as information, on the Consent Agenda.

## VI. REPORTS

### A. Executive Officer

#### 1. Report

Ms. Lee provided a written report outlining the activities of the Executive Officer.

Ms. Lee reported that the Board received a letter from Governor Bentley encouraging the ABN to establish policies and procedures to govern licensure of veterans with substantial military nursing experience. Governor Bentley asserts that these guidelines will assist individuals like First Lieutenant Bonnie Kemble, who is a United States Air Force veteran, seeking an Alabama nursing license.

Ms. Lee reported that Ms. Kemble applied for licensure by endorsement two years ago. Ms. Kemble was informed that she did not meet the requirements for licensure in Alabama because she did not have both theory and clinical in the areas of adult, maternal-infant, pediatric and psychiatric nursing. Ms. Kemble was informed that the clinical performance evaluation used by Excelsior College is not clinical for purposes of a pre-licensure program. In December 2011, Ms. Kemble sent a Petition for Declaratory Ruling seeking relief from the Board's rules on the grounds of family hardship and her assertion that her military training and life experiences meet the Board's requirements for licensure as a registered nurse. Ms. Kemble's Petition for Declaratory Ruling was denied. Ms. Kemble was advised that should she submit sufficient evidence of clinical education from an approved school of nursing in the areas of adult, maternal, child and psychiatric/mental health nursing, her application would be reconsidered.

Ms. Lee reported that Ms. Kemble was advised to contact a state nursing program in her area to try to obtain the clinical experience needed to meet requirements for licensure.

Ms. Lee provided copies of the letter from Governor Bentley and a copy of the Declaratory Ruling for the Board's information and review.

The Board reviewed and discussed the information provided.

**On November 14, Dr. Parker moved that the Board commit to address policies for military experience as the Board does with all nursing experience, and deny Ms. Kemble's request until she**

**does what the Board has instructed her to do. Ms. Price seconded. Motion carried without objection.**

Pursuant to Alabama Board of Nursing Administrative Code, Rule 610-X-8-.05, Ms. Lee accepted the voluntary surrender for revocation for each of the following Alabama nursing licenses:

| <u>Licensee's Name</u>    | <u>License Number</u> | <u>Date of Acceptance</u> |
|---------------------------|-----------------------|---------------------------|
| Clark, Lucy Cha           | 1-071218              | 09/06/2013                |
| Hubble, III, Clay Joseph  | 1-060781              | 09/06/2013                |
| Martin, Suzan Diane       | 1-072390              | 09/09/2013                |
| Ellison, Lindsey Kay      | 2-059639              | 09/11/2013                |
| Hice, Kelli McClendon     | 1-066459              | 09/12/2013                |
| Evans, Stacy Nicole       | 1-135644              | 09/13/2013                |
| Erdmann, Dean Laine       | 1-113402              | 09/16/2013                |
| Kelly, Catherine Birk     | 1-121074              | 09/18/2013                |
| Kenna, Kristine Therese   | 1-133267              | 09/26/2013                |
| Whitehead, Elisa Ellen    | 1-040468              | 09/30/2013                |
| Laye, Ashley Ann          | 1-130485              | 10/01/2013                |
| Teasley, Amy Michelle     | 1-109168              | 10/02/2013                |
| Snead, Joanne Elizabeth   | 1-095033              | 10/03/2013                |
| Bush, Richard Wayne       | 1-089082              | 10/03/2013                |
| Green, Cynthia Louise     | 1-081973              | 10/07/2013                |
| Argo, Shelba Lynn         | 2-022083              | 10/07/2013                |
| Houser, Alfred James      | 1-071809              | 10/08/2013                |
| Turner, Susan Victoria    | 1-076479              | 10/08/2013                |
| Miller, Sara Alice        | 2-053032              | 10/09/2013                |
| Fayard, Leslie Nichole    | 1-095333              | 10/09/2013                |
| Norman, Dana              | 1-128751              | 10/10/2013                |
| Stedham, Heather Lynn     | 1-096747              | 10/15/2013                |
| Nolfe, Jessica Anne       | 1-119293              | 10/21/2013                |
| Humphrey, Kathleen Louise | 2-060627              | 10/24/2013                |

2. FYI

There were no FYI items.

3. Calendar Year 2013 Board Meetings

Ms. Lee reported that the Board selects meeting dates for the next calendar year at the November Annual Meeting. For the past few years, the Board set the third Thursday of each month and the third Friday for those months when discipline is on the agenda. In proposing dates for 2014, a review of NCSBN meetings occurred.

Ms. Lee provided the following proposed meeting dates for the Board's review and approval: January 16-17; February 20; March 20-21; April 17; May 15-16; June 19; July 17-18; August 21; September 18-19; October 16; November 13-14; and December 11.

The Board reviewed the proposed dates.

**On November 14, Dr. Autrey moved that the Board approve the Board meeting dates for calendar year 2014. Ms. LaRue seconded. Motion carried without objection.**

4. Centennial Celebration Information from Other State Boards of Nursing

Ms. Lee reported that the strategic plan has a goal of celebrating the Board's centennial in 2015. One of the strategies the Board wanted to see first was what other boards of nursing did for their centennial celebrations. A survey was sent to other boards of nursing and twenty-eight boards responded; seventeen had celebrated their centennial already. A wide range of activities were listed.

Ms. Lee provided copies of the survey results for the Board's information and review.

The Board reviewed and discussed the information provided.

Ms. Lee reported that she will come up with some options and bring back to the Board in 2014.

B. Executive Committee

1. EO Evaluation Recommendations

Ms. Lee reported that the Executive Committee has not met with her. The meeting was supposed to take place on November 13, but it did not because Dr. Lavender cancelled and Ms. Stewart was not able to attend.

The Board reported that the Executive Committee was instructed to meet with Ms. Lee and it is imperative that the Committee meet with Ms. Lee.

Ms. Lee reported that the EO Evaluation Recommendations will be on the December agenda.

2. EO Salary/Bonus Recommendation

Ms. Lee reported that the salary and bonus information that was provided to the Board at the last meeting was not correct. The State does not give bonuses. A letter was drafted by Dr. Lavender and sent to the Finance director requesting a 5% merit increase. There has been no response to the request. If approved by the Finance Director, the request then has to go to the State Personnel Board for approval.

Ms. Lee reported that she will have a staff member follow up after more time has passed. The freeze on merit increases continues until January 1, 2014.

3. AL-HAC Board Representative

Dr. Lavender was not present to report. The item was tabled until the December meeting.

4. Board Self-Evaluation

Dr. Lavender was not present to report. The item was tabled until the December meeting.

C. Finance

1. Report

Ms. Broomfield, Chief Fiscal Officer, provided a report of Revenues Expenditures Summary, Revenues, Expenditure Budget Comparison, and a Dishonored Check report as of September 30, 2013.

Ms. Broomfield reported that the Board received one worthless check in FY 2013.

The Board reviewed and discussed the reports presented with Ms. Broomfield.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from August 30, 2013 through October 23, 2013, the number of open disciplinary cases, and the number of cases on appeal or subject to litigation was accepted, as information, on the Consent Agenda.

2. Assistant General Counsel Report

A written report on the number of pending cases on the docket of the Assistant General Counsel as of October 25, 2013 was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of October 25, 2013 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of October 25, 2013 was accepted, as information, on the Consent Agenda.

5. Legal Nurse Consultant Report

A written report on the number of open cases assigned to each legal nurse consultant as of October 24, 2013 was accepted, as information, on the Consent Agenda.

6. Probation Monitoring Report

A written report on the number of nurses monitored on probation as of October 21, 2013, the number of outstanding probation violations and the number of past due fines was accepted, as information, on the Consent Agenda.



7. Public Records Request

A written report on the number of public records request completed between October 26, 2012 and September 30, 2013 was accepted, as information, on the Consent Agenda.

8. Executive Summary of Disciplinary Actions Against Advanced Practice Nurses

This item was tabled until the December meeting.

E. Operations/Personnel Report

A written report of the Board's operations and personnel, along with a call allocation summary and a telecommunications report from October 1, 2012 to September 30, 2013, was accepted, as information, on the Consent Agenda.

F. Licensing Division

A written report on the number of licenses issued from October 1, 2012, through September 30, 2013 was accepted, as information, on the Consent Agenda.

VII. STRATEGIC PLANNING

A. 2014-2018 Strategic Plan

An update of the ABN 2014-2018 Strategic Plan, was accepted, as information on the Consent Agenda.

VIII. ADVANCED PRACTICE

A. Roster of Collaborative Practice Applicants

Ms. Cotton reported that the Joint Committee met on November 12 to review the applications for collaboration with Alabama physicians as listed in the published roster. The Board of Medical Examiners (BME) met on November 13, 2013 and accepted the recommendations of the Joint Committee.

Ms. Cotton provided copies of the roster for the Board's information and review.

**On November 14, Ms. LaRue moved that the Board accept the recommendations from the Joint Committee and approve the applicants for collaborative practice listed in the published roster. Dr. Parker seconded. Motion carried without objection.**

B. Protocols and Skills Reviewed by the Joint Committee for Advanced Practice Nursing

Ms. Benson reported that she and Ms. Cotton have reviewed the protocols and formularies for CRNPs and CNMs. It is not new information but was re-formatted. A summary of the proposals were shared with the Joint Committee and there was favorable discussion, but the physician members want to share it with the Board of Medical Examiners before taking any action.

Ms. Benson reported that skills level 2-3 will be added to the standard protocol. Ms. Lee reported that the main difference is the licensee used to have to get approval to perform those skills but once the skills have been added to the standard protocol, the licensee will not have to ask for additional skills. The proposed changes will streamline the process.

Ms. Benson reported that the frequently asked questions (FAQ), joint committee meeting dates, and application deadlines have been added to the website with a link to the controlled substances certificate information on BME's web site. Once approved by the ABN and Joint Committee, the standard and specialty protocols will be placed on the web site.

Ms. Cotton reported that nineteen CRNPs have been approved for the controlled substance certificate, but it is only good through the end of 2013 and they will have to renew.

The proposed changes to the protocols and formularies will be reviewed again at the December meeting.

IX. PRACTICE AND CONTINUING EDUCATION

A. Practice

1. Report

A written report on the standardized procedures was accepted, as information, on the Consent Agenda.

B. Continuing Education

1. Report

A written report on continuing education providers and a CE plan update was accepted, as information, on the Consent Agenda.

X. EDUCATION

A. Report

A written report on nursing education was accepted, as information, on the Consent Agenda.

B. Fortis Institute PN Program Site Visit Report

Dr. Russell reported that Fortis Institute PN Program had a 70.7% first-time writer NCLEX pass rate for FY 2012 and an 87.53% pass rate for FY 2011. The Notice of Deficiency required correction by the end of FY 2015. The NCLEX results for FY 2013 were 68.92%. The ABN received allegations from students stating that Fortis was requiring them to retake courses that they had successfully completed as evidenced by recorded grades on transcripts and that repeating these courses would delay graduation. Later the Board was informed that students did not have clinical learning experiences in maternal/child and adult nursing. Based on these complaints, a site visit was made on October 10, 2013. Dr. Holliman, Campus President, Dr. Sarah Wheeler, former Interim Program Director, and Michelle Stubbs, Program Director, were present. Six students attended the session and six faculty attended the faculty session.

The students and faculty reported difficulty acquiring sites to provide students with appropriate acute care pediatric and maternity/infant clinical learning experiences. Faculty was unable to ensure students obtained the necessary clinical hours to meet the course requirements. There is no evidence that Fortis Institute utilizes a clinical rotation schedule or a clinical assignment sheet. Students reported receiving emails the night before notifying them of their clinical placement.

Fortis Institute did not have adequate number of faculty to meet the needs of the program. Several faculty resigned in mid-semester without an appropriate handoff, thus there is limited documentation of student's clinical evaluation. Students reported that they did not have classroom or clinical instruction. According to the faculty, Fortis changed its curriculum

from offering separate clinical courses to a course which reflected both theory and clinical components.

There was no evidence that faculty had clinical orientation to the paperwork used by the program or the clinical facilities. Discussion with the faculty was required to determine which faculty taught which courses. The majority of the nursing faculty did not have prior teaching experience in a nursing program and there was no formalized orientation program to identify expectations for faculty.

Fortis Institute is not compliant with its policies that are written, published and publicly available. The Handbook states that clinical evaluations are completed at mid-term and at the end of the year. There was no evidence that the students had seen their clinical evaluations during the mid-term or at the end of the semester. Students stated that they had not received any feedback regarding their performance in the class. Students were not involved in evaluating the program. The student handbook was not followed. Academic integrity was mentioned in the handbook and yet the faculty failed to demonstrate academic integrity by allowing students to graduate who failed to have clinical experiences in the areas of maternal/child and adult nursing.

There has been no documentation of evaluation of teaching methods, delivery modalities or processes. The curriculum is provided to the program by the corporate office but the faculty can make changes as needed. Nursing faculty failed to accept any responsibility for students not fulfilling the curriculum including clinical hours.

After a thorough review of the site visit report, a conference call was held on October 21, 2013 with Dr. Holliman and Ms. Stubbs. The two options for the program were identified: voluntarily close the program or the Board would go forward with an administrative hearing with a recommendation to withdraw approval from the program. The lack of adherence to the majority of the nursing education rules, the lack of clinical sites, and the failure of the program to correct its multiple issues were the reasons provided. A deadline of October 28, 2013 was given for a decision as to the option Fortis Institute would choose. Prior to October 28, Ms. Lee received notice from the Chief Executive Officer of Education Affiliates that Fortis Institute PN Program would close voluntarily.

Ms. Lee reported that there is concern about having forty-seven students trying to do clinicals at once. Staff suggested that the students that were admitted in September 2013 be given the option to change majors or transfer to another program, which would alleviate the number of clinical rotations that must be secured. Staff has also asked for monthly program reports on the remaining students.

After discussion, the Board tabled the item until Friday November 15 in order to give the Board time to review the teach out plan.

Dr. Russell provided a copy of the letter notifying the Board that Fortis Institute would voluntarily close its program and a copy of the teach out plan for the Board's information and review.

The Board reviewed and discussed the information provided.

**On November 15, Dr. Parker moved that the Board require oversight from the corporate level; offer the students that were admitted in September 2013 the option to change majors or opt out of the program; delay approval of the teach out plan until more information is provided regarding clinical contracts; and require Fortis Institute to offer a NCLEX refresher course at their facility with no costs to the students. Mr. Howard seconded. Motion carried without objection.**

C. NCLEX-RN FY 2013 Results

Dr. Russell reported that the FY 2013 NCLEX-RN® results were sent to each registered nurse program on October 23, 2013. Rule 610-X-3-.05(2) specifies "Graduates, as a composite of first time writers, shall achieve no less than an eighty percent (80%) pass rate on a board selected national licensure exam. Beginning with FY 2013, the Board shall calculate the program's pass rate with a three-year rolling average. The first three-year period ends at the end of FY 2015. The Board shall take the pass rate for FY 2013 through FY 2015 and average the pass rate. Subsequent to FY 2015, the Board shall drop the pass rate for the first of the three-year time period, add the subsequent first-time writers pass rate, and calculate the three year average and the Board shall establish the reporting time period."

Following the FY 2012 NCLEX-RN® results, three nursing education programs received Notices of Deficiency. Snead State Community College ADN Program had a 77.8% first-time writer pass rate. The Notice of Deficiency required correction by September 30, 2015. The NCLEX-RN® results for FY 2013 were 86.27%.

The University of Alabama in Huntsville BSN Program had a 79.2% first-time writer pass rate on the NCLEX-RN® for FY 2012. The Notice of Deficiency required correction by September 30, 2015. The NCLEX-RN® results for FY 2013 were 86.38%.

Virginia College-Birmingham ADN Program remains in provisional approval and Continued Notice of Deficiency status as first-time graduates

have never reached 80% in writing the NCLEX-RN®. Virginia College-Birmingham ADN Program had a 60.6% first-time writer pass rate on the NCLEX-RN® for FY 2012 and a 27.3% pass rate for FY 2011. The Notice of Deficiency required correction by the end of FY 2013. The NCLEX-RN® results for FY 2013 were 62.50%

Dr. Russell reported that she received a letter from Virginia College-Birmingham ADN Program notifying the Board of their intent to voluntarily close the program. The teach out plan will be presented to the Board at the December 2013 Board meeting.

Dr. Russell provided copies of the letter from Virginia College-Birmingham ADN Program for the Board's information and review.

**On November 14, Dr. Wright moved that the Board provide a Notice of Correction to Snead State Community College ADN Program and the University of Alabama in Huntsville BSN Program for meeting the NCLEX-RN® standards required by the rules. Mr. Howard seconded. Motion carried without objection.**

Ms. Price was not present for the discussion or vote.

Ms. Lee reported that she and Dr. Russell are doing a site visit at Judson College next week.

## XI. ELECTION OF OFFICERS

### A. President

Ms. Lee reported that the Board is required, by regulation, to elect officers at the annual meeting each year. The November meeting is the annual meeting of the Board. Under the Alabama Open Meetings Act, the nominations and voting are required to be in an open meeting. The minutes also must reflect the vote so Board members will be asked to raise their hands when voting for a candidate.

Ms. Lee provided copies of the rules that detail the functions of the officers for the Board's information and review.

Ms. Hopkins nominated Dr. Dearman.

Dr. Dearman nominated Dr. Autrey.

Dr. Autrey, Ms. Hopkins, Dr. Wright, Dr. Parker, Ms. Ellerbe, Ms. LaRue, and Ms. Bullard voted for Dr. Dearman

Dr. Dearman and Mr. Howard voted for Dr. Autrey.

**Dr. Dearman was elected President for CY 2014.**

Ms. Price was not present for the discussion or vote.

B. Vice-President

Ms. Lee reported that the Board is required, by regulation, to elect officers at the annual meeting each year. The November meeting is the annual meeting of the Board. Under the Alabama Open Meetings Act, the nominations and voting are required to be in an open meeting. The minutes also must reflect the vote so Board members will be asked to raise their hands when voting for a candidate.

Ms. Hopkins nominated Dr. Parker

Dr. Wright, Dr. Dearman, Mr. Howard, Ms. LaRue, Ms. Ellerbe, Ms. Bullard, Ms. Hopkins, and Dr. Autrey voted for Dr. Parker.

**Dr. Parker was elected Vice-President for CY 2014.**

Ms. Price was not present for the discussion or vote.

C. Secretary

Ms. Lee reported that the Board is required, by regulation, to elect officers at the annual meeting each year. The November meeting is the annual meeting of the Board. Under the Alabama Open Meetings Act, the nominations and voting are required to be in an open meeting. The minutes also must reflect the vote so Board members will be asked to raise their hands when voting for a candidate.

Ms. LaRue nominated Dr. Wright

Ms. LaRue, Mr. Howard, Ms. Ellerbe, Dr. Dearman, Dr. Autrey, Ms. Hopkins, Ms. Bullard and Dr. Parker voted for Dr. Wright.

**Dr. Wright was elected Secretary for CY 2014.**

Ms. Price was not present for the discussion or vote.

## XII. DISCIPLINARY CASES

**On November 15, Ms. LaRue moved that the Board enter into Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licensees. Dr. Wright seconded. Motion carried without objection.**

Ms. Bullard reported that the Board would reconvene in open session at approximately 9:30 a.m.

The Board reconvened in open session at 8:55 a.m. and voted on the Consent Orders.

### A. Consent Orders

#### 1. Norris, Jamie Ann – RN, 1-118344 (Lapsed)

Ms. Norris signed a Consent Order that would place her RN license on probation for a period to run concurrently with court-ordered probation but not less than twenty-four months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$600.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

#### 2. Owens, Regal Summer – RN, 1-100544

Ms. Owens signed a Consent Order that would suspend her RN license until such time as she provides evidence of an unencumbered California license.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

#### 3. Blount, Samantha Delanie Honan – LPN, 2-055029

Ms. Blount signed a Consent Order that would terminate her March 22, 2013 Order upon the Board's acceptance of this instant Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on professional accountability, chemical dependency, medication errors,



and documentation, and pay a fine in the amount of \$500.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried with no objections.**

4. Teske, Nancy Lynn – RN, 1-117547

Ms. Teske signed a Consent Order that would terminate her March 20, 2009, Order upon the Board's acceptance of this instant Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on Critical Thinking: Nursing Calculations Part 1 and Part 2, documentation, seizure disorders, and pay a fine in the amount of \$500.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

5. Bolden, Melba Jean – LPN, 2-044856

Ms. Bolden signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

6. Fleury, Tanya Sue – LPN, 2-027596 (Lapsed)

Ms. Fleury signed a Consent Order that would approve her reinstatement of a lapsed license application and immediately suspend her LPN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g)

payment of appropriate fees. Should Ms. Fleury be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Fleury's license will be reinstated on probation for a period of thirty-six months, with illegal/illicit drug-use stipulations, she will be required to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

7. Hamilton, Claudia Kelly – RN, 1-114600 (Lapsed)

Ms. Hamilton signed a Consent Order that would approve her reinstatement of a lapse license applicant and immediately suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Hamilton's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,300.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

8. Hewitt, Lorri Lyn – RN, 1-076759

Ms. Hewitt signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved

educational course on chemical dependency and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

9. Kinder, Tracy Clark – RN, 1-100987

Ms. Kinder was deleted from the agenda.

10. Lewis, Pamela J. – RN, 1-027869

Ms. Lewis signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

11. Lynch, Lindsey Carol – RN, 1-132486

Ms. Lynch signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

12. Lyons, Traci Loraine – LPN, 2-032138

Ms. Lyons signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

13. Phillips, Joni Michelle – RN, 1-130317 (Lapsed)

Ms. Phillips signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Phillips' license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

14. Sharbel, Matthew Shawn – RN, 1-123072

Mr. Sharbel signed a Consent Order that would suspend his RN license on probation until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Mr. Sharbel's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and he will be required to pay a fine in the amount of \$1,000.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, his license status will be considered as and listed as revoked.

**On November 15, Dr. Parker moved that the Board accept the**

**Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

15. Sheldon, Leslie Ann – RN, 1-067156

Ms. Sheldon signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on chemical dependency and professional accountability, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

16. Wheat, Sabrina Kay – LPN, 2-033995

Ms. Wheat signed a Consent Order that would suspend her LPN license for a minimum of three months, and until such time as she provides evidence of: (a) successful completion of Board-approved educational course on chemical dependency; (b) payment of a fine in the amount of \$600.00; and (c) accrual of any necessary continuing education contact hours. Upon reinstatement, Ms. Wheat's license will be placed on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

17. White, Barbara Ann – LPN, 2-025996

Ms. White signed a Consent Order that would place her LPN license on probation. Said probation is stayed due to Ms. White's medical condition and her license will be placed on Board-Lapsed status.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

18. Whitlow, Shannon Faith – RN, 1-100926

Ms. Whitlow signed a Consent Order that would suspend her RN license on probation until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved

program; (b) entry into and successful completion of the initial phase of an approved treatment provider; (c) entry into and full participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon reinstatement, Ms. Whitlow's license will be placed on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,300.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

19. Boone, Stacey Deanna – LPN, 2-053095

Ms. Boone signed a Consent Order that would place her LPN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on professional accountability and ethics of nursing, and pay a fine in the amount of \$500.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

20. Herrington, Mertice Shalana – LPN, 2-057267

Ms. Herrington signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete Board-approved educational courses on professional accountability, documentation, and chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

21. Howell, Martha Rose – RN, 1-093046

Ms. Howell signed a Consent Order that would suspend her RN license until such time as she provides evidence of payment of a fine

in the amount of \$500.00 and successful completion of Board-approved educational courses on critical thinking, delegating effectively, and sepsis. Upon reinstatement, Ms. Howell's license will be placed on probation for a period of twenty-four months, with practice-related stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

22. Humphrey, Mary Catherine – RN, 1-116027

Ms. Humphrey signed a Consent Order that would suspend her RN license until such time as the Board is in receipt of satisfactory documentation of: (a) completion of a comprehensive evaluation for chemical dependency from a Board-approved program; (b) entry into and successful completion of the initial phase of an approved treatment provider (if treatment is recommended); (c) entry into and full participation in an aftercare program (if treatment is recommended); (d) negative random monthly urine drug screens; (e) active participation in Twelve Step Meetings (if recommended); (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Should Ms. Humphrey be deemed in need of treatment, her license will be reinstated on probation for a period of sixty months, with chemical dependency stipulations, and she will be required to pay a fine in the amount of \$1,000.00. If not deemed in need of treatment, Ms. Humphrey's license will be reinstated on probation for a period of twenty-four months, with illegal/illicit drug-use stipulations, she will be required to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$600.00. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

23. Moore-Forte, Darlene – LPN, 2-051026

Ms. Moore-Forte signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of: (a)

payment of a fine in the amount of \$300.00; (b) successful completion of Board-approved educational courses on documentation and medication errors; and (c) the employer notification has been received by the Board.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

24. Roberts, Addie Melissa – RN, 1-101612

Ms. Roberts signed a Consent Order that would place her RN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete Board-approved educational courses on professional accountability and documentation, and pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

25. Wassum, Sherri Michelle – RN, 1-135668

Ms. Wassum signed a Consent Order that would place her RN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency, and pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

26. Carter, Jennifer Dianne – LPN, 2-049057

Ms. Carter signed a Consent Order that would place her LPN license on probation for a period of twenty-four months, with illegal/illicit stipulations, require her to successfully complete Board-approved educational courses on professional accountability and chemical dependency, and pay a fine in the amount of \$600.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**



27. Guillory, Magdalen Kate – RN, 1-133680

Ms. Guillory was deleted from the agenda.

28. McKinney, Sherry Lynn – LPN, 2-045086

Ms. McKinney signed a Consent Order that would place her LPN license on probation until such time as she provides evidence of: (a) successful completion of Board-approved educational courses on ethics of nursing, professional accountability and documentation; (b) payment of a fine in the amount of \$300.00; and (c) the employer notification has been received by the Board.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

29. Parker, Bridgette Michelle – RN, 1-074558

Ms. Parker signed a Consent Order that would place her RN license on probation until such time as she provides evidence of: (a) successful completion of a Board-approved educational course on professional accountability; (b) payment of a fine in the amount of \$300.00; and (c) the employer notification has been received by the Board.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

30. Scott-Blair, Lashella Renee – LPN, 2-046140

Ms. Scott-Blair signed a Consent Order that would suspend her LPN license until such time as she provides evidence of successful completion of Board-approved educational courses on chemical dependency and professional accountability, and payment of a fine in the amount of \$900.00. Upon reinstatement, Ms. Scott-Blair's license will be placed on probation for a period of twelve months, with illegal/illicit drug-use stipulations. In no event will this period of suspension extend beyond twelve months of the effective date of this Order, and, if such should occur, her license status will be considered as and listed as revoked.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

31. Simmons, Joyce Deann – RN, 1-121778; LPN, 2-036593 (Lapsed)

Ms. Simmons signed a Consent Order that would suspend her RN license for a minimum of three months and until such time as the Board is in receipt of satisfactory documentation of: (a) payment of a fine in the amount of \$500.00; (b) successful completion of Board-approved educational courses on professional accountability, professional boundaries, ethics of nursing, and HIPPA & Confidentiality; (c) accrual of requisite continuing education contact hours; and (d) payment of appropriate fees. Upon reinstatement, Ms. Simmons' license will be placed on probation for a period of twelve months, with practice-related stipulations. Should Ms. Simmons attempt to renew her LPN license, it too, would be subject to the same terms and conditions.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

32. Young-Thomas, Marilyn – LPN, 2-059168

Ms. Young-Thomas signed a Consent Order that would place her LPN license on probation for a period of twelve months, with illegal/illicit drug-use stipulations, require her to successfully complete a Board-approved educational course on chemical dependency and pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Dr. Parker seconded. Motion carried without objection.**

33. Cashman, Renee Danielle – RN, 1-025683; CRNA

Ms. Cashman signed a Consent Order that would place her RN license on probation. Said probation is stayed due to Ms. Cashman's medical condition and her license will be placed on Board-Lapsed status.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

34. Deaton, Anthony Patrick – RN Exam Applicant

Mr. Deaton signed a Consent Order that would allow him to take

the NCLEX-RN®, and if successful, will issue him a public reprimand.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

35. Jones, Yvette Presley – RN, 1-132837

Ms. Jones signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

36. Clowers, Kindra Renae – LPN, 2-056314

Ms. Clowers signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

37. Fleming, Carmela Von – RN, 1-120085; LPN, 2-046558 (Lapsed)

Ms. Fleming signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

38. Marsh, Parenthia Leann – RN, 1-116094

Ms. Marsh signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board reject the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

39. Pettway, Linda Diane – RN, 1-054502 (Lapsed); LPN, 2-027413 (Lapsed)

Ms. Pettway signed a Consent Order that would approve her reinstatement of a lapsed license application and issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

40. Russell, Kenisha Latrelle – LPN, 2-057028

Ms. Russell signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

41. Tanniehill, Rosaline Renae – LPN, 2-065198

Ms. Tanniehill signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$600.00.

**On November 15, Dr. Parker moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

42. Preston, Sonia Yvette – RN, 1-071593; CRNP

Ms. Preston signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$1,000.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

43. Alexander, Ginger Renae – RN, 1-079714

Ms. Alexander signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the**

**Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

44. Hilliard, Patricia Marie – RN, 1-042834; CRNP

Ms. Hilliard signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

45. Spence, Kimberley Simmons – RN, 1-131091; LPN, 2-055343 (Lapsed)

Ms. Spence signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

Ms. Price recused herself from the discussion and vote concerning Ms. Spence.

**On November 15, Ms. LaRue moved that the Board accept the Consent Order. Ms. Ellerbe seconded. Motion carried without objection.**

46. Andrews, Angela Danita – RN, 1-134714

Ms. Andrews signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

47. Bolinger, Paula Faye – RN, 1-083192; LPN, 2-032129 (Lapsed)

Ms. Bolinger signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

48. Bracewell, Crystal Lynn – LPN, 2-062313

Ms. Bracewell signed a Consent Order that would issue her a public

reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

49. Daniel, Hubert Arlen – LPN, 2-037848

Mr. Daniel signed a Consent Order that would issue him a public reprimand and require him to pay a fine in the amount of \$500.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

50. Johnson, Candie Sharde – LPN, 2-061171

Ms. Johnson signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

51. Robertson, Francenia Anderson – LPN, 2-028017

Ms. Robertson signed a Consent Order that would issue her a public reprimand and require her to pay a fine in the amount of \$300.00.

**On November 15, Mr. Howard moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

B. Reinstatement: Consent Orders

1. Cartwright, Autumn Lynn – RN, 1-095718

Ms. Cartwright signed a Consent Order that would reinstate her RN license on probation for a period of sixty months, with chemical dependency stipulations, require her to successfully complete Board-approved educational courses on professional accountability and the ABN Mandatory course, and pay a fine in the amount of \$1,000.00.

**On November 15, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

2. Robinson, Hilda Kay – RN, 1-067324

Ms. Robinson signed a Consent Order that would reinstate her RN license on probation for a period of twelve months, with practice-related stipulations, require her to successfully complete a Board-approved educational course on professional accountability, and pay a fine in the amount of \$300.00.

**On November 15, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

3. Smith, Angela Christine – RN, 1-103062

Ms. Smith signed a Consent Order that would reinstate her RN license on probation for a period of sixty months, with chemical dependency stipulations, require her to successfully complete Board-approved educational courses on professional accountability and the ABN Mandatory course, and pay a fine in the amount of \$1,000.00.

**On November 15, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

4. Vaughan, Staci Daugherty – LPN, 2-050687 (Board Lapsed)

Ms. Vaughan signed a Consent Order that would reinstate her LPN license on probation for a period of twenty-four months, with mental health stipulations, and require her to pay a fine in the amount of \$600.00.

**On November 15, Dr. Wright moved that the Board accept the Consent Order. Ms. LaRue seconded. Motion carried without objection.**

C. Formal Hearings

**On November 15, Mr. Howard moved that the Board enter into Executive Session in its capacity as a quasi-judicial body to deliberate and discuss evidence and testimony presented during contested case hearings and vote on the outcomes. Ms. LaRue seconded. Motion carried without objection.**

Ms. Bullard reported that the Board would reconvene in open session at approximately 9:20 a.m.

The Board reconvened in open session at 9:19 a.m.

1. Allredge, David Sheldon – RN Endorsement Applicant

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Mr. Allredge's RN endorsement application. Dr. Wright seconded. Motion carried without objection.**

2. Colbert, Julie Diane – LPN, 2-052881 (Lapsed)

**On November 15, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Colbert's LPN license. Mr. Howard seconded. Motion carried without objection.**

3. Dagostin, Shane Thomas – RN, 1-073223 (Lapsed)

**On November 15, Dr. Parker moved that the Board accept the Findings of Fact, Conclusions of Law and the Recommendation of the Hearing Officer, and revoke Mr. Dagostin's RN license. Ms. LaRue seconded. Motion carried without objection.**

4. Hall, Tiffany Ramsey – RN Endorsement Applicant

**On November 15, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Ms. Hall's RN endorsement application. Mr. Howard seconded. Motion carried without objection.**

5. Hamilton, Leigh R. – RN, 1-116798 (Lapsed/Probation)

**On November 15, Ms. Ellerbe moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Hamilton's RN license. Ms. Hopkins seconded. Motion carried without objection.**

6. Hill, Linda Diane – RN, 1-054736

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation**



**of the Hearing Officer, and revoke Ms. Hill's RN license. Ms. Hopkins seconded. Motion carried without objection.**

7. Kelley, Aaron Marie – LPN Exam Applicant

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and deny Ms. Kelley's LPN Exam application. Ms. LaRue seconded. Motion carried without objection.**

8. Kiley, Stephanie Michelle – RN, 1-079238

**On November 15, Dr. Parker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Kiley's RN license. Ms. Ellerbe seconded. Motion carried without objection.**

9. Lee, Anita L. – RN, 1-027038 (Lapsed)

**On November 15, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Lee's RN license. Mr. Howard seconded. Motion carried without objection.**

10. Moore, Tracey Lynne – RN, 1-122606 (Lapsed); LPN, 2-050494 (Lapsed)

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Moore's license. Ms. Ellerbe seconded. Motion carried without objection.**

11. Newell, Cherice Christine – RN, 1-120941 (Lapsed)

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Newell's RN license. Ms. LaRue seconded. Motion carried without objection.**

12. Oppenheim, Julie Jean – RN, 1-065479 (Lapsed)

**On November 15, Dr. Parker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Oppenheim's RN license.**

**Ms. Ellerbe seconded. Motion carried without objection.**

13. Osborne, Sandra Teague – LPN, 2-059911

**On November 15, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Osborne's LPN license. Mr. Howard seconded. Motion carried without objection.**

14. Pitre, Stacie Jeanette – LPN, 2-053866

**On November 15, Mr. Howard moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Pitre's LPN license. Ms. Hopkins seconded. Motion carried without objection.**

15. Plunkett, Misty Michelle – RN, 1-119470

**On November 15, Ms. LaRue moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Plunkett's RN license. Mr. Howard seconded. Motion carried without objection.**

16. Wright, Steven William – RN Exam Applicant

**On November 15, Dr. Parker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and deny Mr. Wright's RN exam application. Ms. LaRue seconded. Motion carried without objection.**

D. Reinstatements – Formal Hearings

There were no reinstatement formal hearings.

XIII. POLICY

A. Final Certification, ABN Administrative Code, Rule 610-X-4-.14, Fee Schedule

Ms. Lee reported that the Board reviewed the fee schedule at the September 2013 Board meeting. The amendment was to increase the reinstatement of revoked license fee to \$750.00. The proposed rule were filed with the Legislative Reference Service and published in the September 30, 2013 *Alabama Administrative Monthly*. The proposed

changes were also posted on the Board's web site. The deadline for comments was November 4, 2013 and no comments were received.

Ms. Lee provided copies of the proposed rule for the Board's information and review.

**On November 14, Dr. Parker moved that the Board approve, as final certification, ABN Administrative Code, Rule 610-X-4-.14, Fee Schedule. Dr. Wright seconded. Motion carried without objection.**

Ms. Price was not present for the discussion or vote.

B. Glucagon Pilot Study Report

Ms. Lee reported that the Board approved a pilot study for school nurses in specific systems to teach unlicensed school personnel how to manage hypoglycemia in students engaged in summer extracurricular activities. A meeting occurred in early July 2013 and the training information, discussion of how to teach the material and basically a tool kit was provided to school nurses in the following systems: 1) Birmingham City Schools; 2) Blount County Schools; 3) Coffee County Schools; 4) Haleyville City Schools (did not participate); 5) Homewood City Schools (stopped early); 6) Montgomery County Schools (did not participate); 7) St. Clair County Schools; and 8) Vestavia Hills Schools.

The focus of the training was prevention of the need for glucagon so addressing low blood sugars before a student became unconscious was the primary goal. Because of the late start, schools were allowed to continue into September but were asked to submit their reports about the pilot the beginning of October. Montgomery County Schools did not get the program started as their system was undergoing state evaluation and constant news media attention during the summer. Homewood reported that they trained individuals for the band but that a site visit revealed the band staff did not know where the student's glucagon was located so the study was stopped.

Birmingham City Schools trained over 100 individuals but only one student participated. Blount County Schools provided the most comprehensive report. While the numbers are low, there is demonstration that a focus on diabetes and managing hypoglycemia for student athletes and those participating in extracurricular activities can be safely managed by unlicensed personnel if the training is focused, comprehensive and supported by the school system administration.

Tom York, Attorney; Jennifer Ventress, State Department of Education; Janice Phelps, School Nurse; Lisa Tubbs, School Nurse; David Byrne,

Governor's Legal Advisor; and Barbara Robertson, Lead Nurse Blount County Schools, were present.

Ms. Robertson conducted a power point presentation on the pilot study and reviewed the training process for the Board.

The Board reviewed and discussed the proposed rules and made changes.

Ms. Lee reported that she would make the changes and bring back to the Board for further review on Friday November 15.

Ms. Price was not present during the discussion on November 14.  
Ms. LaRue was not present from 2:00 – 2:04 p.m.

Ms. Lee provided copies of the proposed rule change and the information from Blount County Schools for the Board's review.

On November 15, the Board reviewed the changes and made more changes to the proposed rules.

**On November 15, Dr. Wright moved that the Board approved the proposed rule, Rule 610-X-7-.02, Delegation by School Nurses, as amended. Mr. Howard seconded. Motion carried without objection.**

Dr. Parker was not present from 10:22 – 10:25 a.m. on November 15.

#### XIV. OPEN FORUM

A. Identification of Human Trafficking & the Response to Victims, Tanya Hallford

Ms. Hallford conducted a power point presentation on Identification of Human Trafficking and the Response to Victims and answered questions from the Board.

Ms. Lee reported that staff is recording Ms. Hallford's presentation and it will be placed on the Board's web site.

XV. BOARD TRAVEL

- A. 2014 NCSBN Annual Institute of Regulatory Excellence (IRE) Conference, San Diego, CA – January 28-30, 2014

Dr. Autrey and Mr. Howard were approved to attend.

Ms. Price was not present.

XVI. REPORT OF MEETINGS ATTENDED

- A. Ethics and Confidentiality Issues for the Mental Health and Substance Abuse Professional, Birmingham, AL – October 25, 2013

Ms. Patton conducted a power point presentation on her attendance at the Ethics and Confidentiality Issues for the Mental Health and Substance Abuse Professional conference and provided a written report.

Ms. Price was not present for the discussion.

XVII. PETITION FOR DECLARATORY RULING

- A. Corazon Alvarado, RN Endorsement Applicant

Ms. Lee reported that Ms. Alvarado submitted a Petition for a Declaratory Ruling requested that the Board waive the requirement to provide a certificate from the Commission on Graduates of Foreign Nursing Schools (CGFNS) due to the expense and delay in licensure associated with obtaining the certificate. Ms. Alvarado received a BSN from a school in the Philippines. Ms. Alvarado asserts that the CGFNS requirements should be waived because she has passed NCLEX, has practiced as a RN in the United States since 1975, has completed a Masters in Nursing from NYU and post master's degree education from UMDNJ/Rutgers, has received a MBA from Walden University, has passed certification for advanced practice nursing through ANCC in 1996, and has functioned as a board certified advanced practice nurse since 1996 in New Jersey.

Ms. Lee provided copies of the Petition for Declaratory Ruling for the Board's information and review.

The Board reviewed and discussed the Petition for Declaratory Ruling.

**On November 14, Dr. Wright moved that the Board grant the petition, exempt Ms. Alvarado from the rule requiring CGFNS certification,**

**and approve her endorsement application. Mr. Howard seconded. Motion carried without objection.**

Ms. Price was not present for the discussion or vote.

#### XVIII. OTHER

##### A. Alabama Nursing Hall of Fame Nominations

Mr. Howard reported that last year the Board nominated Ms. Lee for the Alabama Nursing Hall of Fame, but asked that she write her own nomination.

Mr. Howard requested that Ms. Lee be nominated again when the requests for nominations is received and have a Board member or staff member write the nomination.

**On November 14, Mr. Howard moved that the Board nominate Ms. Lee for the Alabama Nursing Hall of Fame the next time nominations are requested and not ask her to write her own nomination. Ms. LaRue seconded. Motion carried without objection.**

Ms. Price was not present for the discussion or vote.

- Ms. Lee introduced Cheryl Bailey, CNO Cullman Regional Medical Center, who was appointed to the Board beginning January 1, 2014.
- Ms. Lee asked the 2014 Executive Committee to be prepared to meet with her for a few minutes after the December meeting.

#### XIX. NEXT MEETING DATE

Next Regular Meeting: Thursday, December 12 @ 9:00 a.m., Suite 350, RSA Plaza, 770 Washington Ave, Montgomery, AL

#### XX. BOARD MEETING DEBRIEFING

#### XXI. ADJOURNMENT

The meeting adjourned at 10:38 a.m. on November 15, 2013.

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Martha Lavender, President

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Melissa Bullard, Secretary

Submitted by: \_\_\_\_\_  
Leslie Vinson, Recorder  
11/14-15/2013